IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION NO.633 OF 2007

IN

CRIMINAL APPLICATION NO.120 OF 2007

IN

CRIMINAL APPEAL NO.1398 OF 2003

Shriniwas @ Sohail Munnuswami Naidu : Applicant :(Org.Accd.No.5)

versus

The State of Maharashtra : Respondent.

Mr.N.N.Gawankar i/by Mr.Arfan Sait for the applicant.

Dr.F.R.Shaikh, APP, for the State.

CORAM : D.G.DESHPANDE

SMT.NISHITA MHATRE, JJ.

DATED : JUNE 11, 2007.

P.C.

1. This is an application filed by the Original Accused No.5 for modification of our

order dated 3rd May 2007. By that order we granted bail to the original accused Nos.2 and 5 with condition that they should furnish two solvent sureties in the amount of Rs.15,000/-. But this applicant - original accused No.5 is unable to furnish two solvent sureties and, therefore, this application for modifying that condition to one surety. We passed earlier order following the orders of the Supreme Court dated 15.4.2005 and 23.3.2006 where bail was granted to other accused. However, looking to inability of this applicant/accused No.5 to get two sureties as he is a slum dweller, we modify the condition imposed in para 3 (i) of our order dated 3rd May, 2007 in so far as applicant/accused No.5 is concerned as under :-

> "with one solvent surety in the like amount"

2. This application is disposed off.

[SMT.NISHITA MHATRE, J] **[D.G.DESHPANDE,J]**